

JUN 22 2005

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**FACSIMILE TRANSMITTAL SHEET &
CERTIFICATE OF TRANSMISSION UNDER 37 CFR §1.8**

**TO: Mail Stop RCE
Assistant Commissioner of Patents
United States Patent and Trademark Office
Attn: Neil S. Levy**

Fax No. 703-872-9306
Tel No. 571-272-0619

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Linda M. Sivik (Signature)

**FROM: Linda M. Sivik
Fax No. (513) 626-1355
Phone No. (513) 626-4122**

Listed below are the item(s) being submitted with this Certificate of Transmission:

- 1) Transmittal for RCE
- 2) Transmittal for Response/Amendment; Including Request for 3-month Extension of Time, and authorization to charge fee to Deposit Account
- 3) Amendment and Response (10 pages).

Number of Pages Including this Page: 13

Inventor(s): David Frances Gavin et al.
S.N.: 09/599,624
Filed: 6/22/00
Conf. No.: 8433
Case: 81358

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JUN 23 2005

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PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Assistant Commissioner for Patents Box RCE Washington, D.C. 20231	Application Number	09/599,624
	Filing Date	June 22, 2000
	First Named Inventor	David Frances Gavin
	Group Art Unit	1616
	Examiner Name	Neil S. Levy
	Attorney Docket Number	8135&
	Confirmation Number	8433

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: Request for Continued Examination (RCE) practice under 37 C.F.R. 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114a. ☐ Previously submittedi. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____iii. ☐ Other _____

b. Enclosed

i. ☒ Amendment/Replyii. ☐ Affidavit(s)/Declaration(s)iii. ☐ Information Disclosure Statement (IDS)iv. ☐ Other _____2. Miscellaneousa. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)b. ☐ Other _____3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **16-2480**.i. ☒ RCE fee required under 37 C.F.R. §1.17(e)ii. ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17)iii. ☐ Suspension of action fee under 37 C.F.R. 1.17(i)iv. ☐ Other _____**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME (Print/Type)	Linda M. Sivik	Reg. No. (Agent) 44,982
SIGNATURE	<i>Linda M. Sivik</i>	DATE 06/22/2005

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 (Revised for P&G use 4/22/02)

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**IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT**

Mail Stop RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s):

Application No. : 09/599,624
Applicant(s) : Gavin et al
Filed : June 22, 2000
Title : TOPICAL ANTI-MICROBIAL COMPOSITIONS
TC/A.U. : 1616
Examiner : Neil S. Levy
Conf. No. : 8433
Docket No. : 8135&

1. ☐ No additional fees (claims fees or extension fees) are known to be required.
2. ☒ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEE
TOTAL	* 25	MINUS	** 63	= 0	x \$18 =	\$0.00
INDEP.	* 1	MINUS	*** 20	= 0	x \$86 =	\$0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$290 =	\$0
					TOTAL	\$0.00

3. ☒ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated 12/22/2004 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$1020.00 for a 3-month extension of time.
4. The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. ☒ Any patent application processing fees under 37 CFR §1.16.
 - b. ☒ Any patent application processing fees under 37 CFR §1.17.
5. The Director is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

THE PROCTER & GAMBLE COMPANY

By Linda M. Sivik
Signature

Linda M. Sivik

Typed or Printed Name
Registration No. 44,982
(513) 626-4122

Date: June 22, 2005
Customer No. 27752